

AMENDED IN SENATE SEPTEMBER 8, 2003

AMENDED IN SENATE JULY 10, 2003

AMENDED IN ASSEMBLY MAY 6, 2003

AMENDED IN ASSEMBLY APRIL 22, 2003

CALIFORNIA LEGISLATURE—2003–04 REGULAR SESSION

ASSEMBLY BILL

No. 455

**Introduced by Assembly Member Chu
(Coauthors: Assembly Members Koretz, Levine, Lieber, and
Longville)**

February 14, 2003

An act to add Article 10.3 (commencing with Section 25214.11) to Chapter 6.5 of Division 20 of the Health and Safety Code, relating to hazardous waste.

LEGISLATIVE COUNSEL'S DIGEST

AB 455, as amended, Chu. Packaging materials: regulated metals.

(1) Existing hazardous waste control laws regulate the disposal of discarded appliances, lead acid batteries, small household batteries, recyclable latex paint, and household hazardous waste. Existing law prohibits any person from managing any hazardous waste, except as provided in the hazardous waste control laws and regulations. A violation of the hazardous waste control laws is a crime.

This bill would enact the "Toxics in Packaging Prevention Act," and would define terms. The act would prohibit, on and after January 1, 2006, a manufacturer, ~~distributor~~, importer, agent, or supplier, as defined, from offering for sale or for promotional purposes in this state

~~any~~ a package or packaging component that includes ~~any~~ a regulated metal, defined as lead, cadmium, mercury, or hexavalent chromium, if that regulated metal has been intentionally introduced ~~as an element into the package or packaging component~~ during manufacturing or distribution, as defined. The act would also prohibit, on and after January 1, 2006, a ~~manufacturer, distributor, importer, agent, or supplier~~ person, as defined, from offering for sale or for promotional purposes in this state ~~any~~ a product in a package that includes those intentionally introduced regulated metals. The bill would ~~specify a schedule for the summed incidental concentration level~~ prohibit, on and after January 1, 2006, the sum of the incidental total concentration levels of all regulated ~~metal that may be~~ metals present in a single component package or individual packaging component, ~~which would be set at 600 parts per million by weight between January 1, 2006, and January 1, 2007, 250 parts per million by weight on and after January 1, 2007, and until January 1, 2008, and from exceeding 100 parts per million by weight thereafter.~~

The bill would ~~provide an exemption process~~ exempt from those requirements ~~for~~ a package or a packaging component that meets specified conditions, including, among other things, if the *package or packaging component is marked with a code indicating a date of manufacture before January 1, 2006, contains a regulated metal is that has been added to comply with specified health or safety requirements of a state or federal law;*; or ~~if contains a regulated metal for which there is no feasible alternative for adding regulated metal that may be used in the package or packaging component, as specified.~~ The bill would also provide an exemption process from those requirements for a package or packaging component that has a controlled distribution and reuse, if the manufacturer or distributor submits information to the department that complies with specified requirements, including demonstrating that there is an environmental benefit of the controlled distribution and reuse. The bill would provide that some exemptions expire on January 1, 2010. The bill would require a manufacturer or distributor that requests specified exemptions to enter into a written agreement with the department, pursuant to which the manufacturer or distributor would reimburse the department for costs incurred by the department in processing or responding to the request. The bill would require all reimbursement received by the department to be deposited in the Hazardous Waste Control Account.



The bill would require, on and after January 1, 2006, each manufacturer, ~~distributor~~, importer, agent, or supplier to furnish a certificate of compliance to the purchaser of a package or packaging component stating that the package or packaging component is in compliance with the act. The bill would require a purchaser to retain the certificate of compliance for as long as the package or packaging component is in use by the purchaser. The bill would require the department to provide the public with access to the information *relating to a package or packaging component that has been submitted to the department* by a manufacturer, ~~distributor~~, importer, agent, or supplier.

~~The bill would authorize the department would be required, by January 1, 2009, and at least once every 5 years thereafter, in consultation with the Toxics in Packaging Clearinghouse, to review the implementation of the act and to submit a report, based upon that review, to submit recommendations to the Governor and the Legislature for additional substances that should be included as regulated metals. The department would also be required to review the expiration date of an exemption condition, pursuant to a specified procedure.~~

The bill would provide that its provisions are severable and that it shall be liberally construed.

Because a violation of the bill’s requirements would be a crime, the bill would impose a state-mandated local program.

(2) The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.

This bill would provide that no reimbursement is required by this act for a specified reason.

Vote: majority. Appropriation: no. Fiscal committee: yes. State-mandated local program: yes.

The people of the State of California do enact as follows:

- 1 SECTION 1. Article 10.3 (commencing with Section
- 2 25214.11) is added to Chapter 6.5 of Division 20 of the Health and
- 3 Safety Code, to read:
- 4



1 Article 10.3. Toxics in Packaging Prevention Act

2
3 25214.11. (a) The Legislature finds and declares all of the
4 following:

5 (1) The management of solid waste can pose a wide range of
6 hazards to public health and safety and to the environment.

7 (2) Packaging comprises a significant percentage of the overall
8 solid waste stream.

9 (3) The presence of heavy metals in packaging is a part of the
10 total concern regarding the disposal of hazardous waste
11 *constituents* in the solid waste stream, in light of the presence of
12 heavy metals in emissions or ash when packaging is incinerated,
13 or in leachate when packaging is disposed of in a solid waste
14 landfill.

15 (4) Lead, mercury, cadmium, and hexavalent chromium, on the
16 basis of available scientific and medical evidence, are of particular
17 concern.

18 (5) It is desirable, as a first step in reducing the toxicity of
19 packaging waste, and reducing the hazardous materials that may
20 be disposed of in solid waste landfills, to eliminate the addition of
21 these heavy metals to packaging.

22 (6) The intent of this article is to achieve this reduction in
23 toxicity without impeding or discouraging the expanded use of
24 recycled materials in the production of packaging and its
25 components.

26 (b) This article shall be known, and may be cited, as the
27 “Toxics in Packaging Prevention Act.”

28 25214.12. For purposes of this article, the following terms
29 have the following meanings:

30 ~~(a) “Consumer” means a person who purchases, and takes title~~
31 ~~to, a package, or a product in a package, for purposes of that~~
32 ~~consumer’s own use or consumption.~~

33 ~~(b)~~

34 (a) “Distribution” means the practice of taking title to a
35 package or a packaging component for promotional purposes or
36 resale. A person involved solely in delivering a package or a
37 packaging component on behalf of a third party is not engaging in
38 distribution.

39 ~~(c) “Distributor” means any person, firm, or corporation who~~
40 ~~takes title to a good, produced either domestically or in a foreign~~



1 ~~country, that is purchased for resale or promotional purposes.~~
2 ~~“Distributor” does not include a person involved solely in~~
3 ~~delivering a package or a packaging component on behalf of a third~~
4 ~~party.~~

5 ~~(d)–~~

6 (b) (1) “Importer or agent” means a person who does either of
7 the following:

8 (A) Acts as an intermediary for the purchase of a package or
9 packaging component for resale from a manufacturer in another
10 country to a purchaser in this state, and who may receive a
11 commission or fee based on that sale.

12 (B) Is the importer of record listed on the United States
13 Customs Service forms for imported packaging or packaging
14 components.

15 (2) An importer or agent does not include a person who takes
16 title to a package or packaging component.

17 ~~(e)–~~

18 (c) (1) “Intentional introduction” means the act of
19 deliberately utilizing a regulated metal in the formation of a
20 package or packaging component where its continued presence is
21 desired in the final package or packaging component to provide a
22 specific characteristic, appearance, or quality.

23 (2) “Intentional introduction” does not include either of the
24 following:

25 (A) The use of a regulated metal as a processing agent or
26 intermediate to impart certain chemical or physical changes during
27 manufacturing, where the incidental retention of a residue of that
28 metal in the final package or packaging component is not desired
29 or deliberate, if the final package or packaging component is in
30 compliance with subdivision (c) of Section 25214.13.

31 (B) The use of recycled materials as feedstock for the
32 manufacture of new packaging materials, where some portion of
33 the recycled materials may contain amounts of a regulated metal,
34 if the new package or packaging component is in compliance with
35 subdivision (c) of Section 25214.13.

36 ~~(f)–~~

37 (d) “Incidental presence” means the presence of a regulated
38 metal as an unintended or undesired ingredient of a package or
39 packaging component.

40 ~~(g)–~~



1 (e) “Manufacturer” means any person, firm, association,
2 partnership, or corporation producing a package or packaging
3 component.

4 ~~(h)~~

5 (f) “Manufacturing” means the physical or chemical
6 modification of a material to produce packaging or a packaging
7 component.

8 ~~(i)~~

9 (g) “Package” means any container, produced either
10 domestically or in a foreign country, providing a means of
11 marketing, protecting, or handling a product, including a unity
12 package, an intermediate package or a shipping container, as
13 defined in the American Society of Testing and Materials (ASTM)
14 specification D 996. “Package” also includes unsealed
15 receptacles, such as carrying cases, crates, cups, pails, rigid foil
16 and other trays, wrappers and wrapping films, bags, and tubs.

17 ~~(j)~~

18 (h) “Packaging component” means any individual assembled
19 part of a package that is produced either domestically or in a
20 foreign country, including, but not necessarily limited to, any
21 interior or exterior blocking, bracing, cushioning,
22 weatherproofing, exterior strapping, coatings, closures, inks,
23 labels, dyes, pigments, adhesives, stabilizers, or any other
24 additives. Tin-plated steel that meets the American Society for
25 Testing and Materials (ASTM) specification A 623 shall be
26 considered as a single package component. Electrogalvanized
27 coated steel and hot dipped coated galvanized steel that meet the
28 American Society for Testing and Materials (ASTM)
29 qualifications ~~A591, A653, A879, and A924~~ A 591, A 653, A 879,
30 and A 924 shall be treated in the same manner as tin-plated steel.

31 ~~(k)~~

32 (i) “Purchaser” means a person who purchases and takes title
33 to a package or a packaging component, from a manufacturer or
34 supplier, for the purpose of packaging a product manufactured,
35 distributed, or sold by the purchaser.

36 ~~(l) “Recycled material” means a material generated by a
37 business or a consumer~~

38 (j) “Recycled material” means a material that has been
39 separated from solid waste for the purpose of recycling the
40 material as a secondary material feedstock. Recycled materials



1 include paper, plastic, wood, glass, ceramics, metals, and other
2 materials, except that recycled material does not include a
3 regulated metal that has been separated from other materials into
4 its elemental or other chemical state for recycling as a secondary
5 material feedstock.

6 ~~(m)~~

7 (k) “Regulated metal” means lead, mercury, cadmium, or
8 hexavalent chromium.

9 ~~(n) “Supplier” means any person, firm, association,
10 partnership, or corporation that sells, offers for sale, or offers for
11 promotional purposes, a package or packaging component that is
12 used by any other person, firm, association, partnership, or
13 corporation to package a product.~~

14 ~~(o)~~

15 (l) (1) “Supplier” means a person who does one or more of the
16 following:

17 (A) Sells, offers for sale, or offers for promotional purposes, a
18 package or packaging component that is used by any other person
19 to package a product.

20 (B) Takes title to a package or packaging component, produced
21 either domestically or in a foreign country, that is purchased for
22 resale or promotional purposes.

23 (2) “Supplier” does not include a person involved solely in
24 delivering a package or packaging component on behalf of a third
25 party.

26 (m) “Toxics in Packaging Clearinghouse” means the Toxics in
27 Packaging Clearinghouse (TPCH) of the Council of State
28 Governments, which was formed in 1992 to promote model toxics
29 in packaging legislation in an effort to reduce the amount of heavy
30 metals in packaging and packaging components that are sold or
31 distributed throughout the United States. *Governments.*

32 25214.13. (a) Except as provided in Section 25214.14, on
33 and after January 1, 2006, a manufacturer, ~~distributor,~~ importer,
34 agent, or supplier may not offer for sale or for promotional
35 purposes in this state a package or packaging component that
36 includes a regulated metal, in the package itself, or in a packaging
37 component, if the regulated metal has been intentionally
38 introduced ~~as an element~~ into the package or packaging
39 component during manufacturing or distribution.



1 (b) Except as provided in Section 25214.14, on and after
2 January 1, 2006, a ~~manufacturer, distributor, importer, agent, or~~
3 ~~supplier~~ *person* may not offer for sale or for promotional purposes
4 in this state a product in a package that includes a regulated metal,
5 in the package itself, or in a packaging component, if the regulated
6 metal has been intentionally introduced ~~as an element into the~~
7 ~~package or packaging component~~ during manufacturing or
8 distribution.

9 (c) Except as provided in Section 25214.14, ~~the summed~~
10 ~~incidental concentration level of regulated metal present in a~~
11 ~~single component package or individual packaging component~~
12 ~~may not exceed the following:~~

13 ~~(1) On and after January 1, 2006, until January 1, 2007, 600~~
14 ~~parts per million by weight.~~

15 ~~(2) On and after January 1, 2007, until January 1, 2008, 250~~
16 ~~parts per million by weight.~~

17 ~~(3) On and after January 1, 2008, on and after January 1, 2006,~~
18 ~~the sum of the incidental total concentration levels of all regulated~~
19 ~~metals present in a single-component package or in an individual~~
20 ~~packaging component may not exceed 100 parts per million by~~
21 ~~weight.~~

22 25214.14. A package or a packaging component is exempt
23 from the requirements of Section 25214.13, and shall be deemed
24 in compliance with this article, if the package or packaging
25 component meets any of the following conditions:

26 (a) The package or packaging component is marked with a code
27 indicating a date of manufacture prior to January 1, 2006.

28 (b) (1) ~~A manufacturer of a package or packaging component~~
29 ~~has obtained an exemption, pursuant to the process described in~~
30 ~~paragraph (2), for a regulated metal that has been added to the~~
31 ~~package or packaging component in the manufacturing, forming,~~
32 ~~printing, or distribution process to comply with the health or safety~~
33 ~~requirements of a federal or state law.~~

34 (2) ~~The department shall grant an exemption under paragraph~~
35 ~~(1) from Section 25214.13 for two years only if both of the~~
36 ~~following conditions are met:~~

37 (A) ~~The manufacturer of the package or packaging component~~
38 ~~submits supporting information with the request for an initial and~~
39 ~~a renewed exemption.~~



1 ~~(B) The supporting information demonstrates that the package~~
2 ~~or packaging component is eligible for the exemption.~~

3 *(b) A regulated metal has been added to the package or*
4 *packaging component in the manufacturing, forming, printing, or*
5 *distribution process, to comply with the health or safety*
6 *requirements of a federal or state law, and the manufacturer or*
7 *supplier maintains documentation that fully and clearly*
8 *demonstrates that the package or packaging component is eligible*
9 *for this exemption.*

10 (c) (1) The package or packaging component exceeds the
11 maximum concentration level set forth in subdivision (c) of
12 Section 25214.13 only because of the addition of a recycled
13 material.

14 (2) This subdivision, and all exemptions provided pursuant to
15 it, expire on January 1, 2010.

16 ~~(d) (1) A manufacturer of a package or packaging component~~
17 ~~has obtained an exemption, pursuant to the process described in~~
18 ~~paragraph (2), for use of a regulated metal for which there is no~~
19 ~~feasible alternative in the manufacturing, forming, printing, or~~
20 ~~distribution process.~~

21 ~~(2) The department shall grant an exemption under paragraph~~
22 ~~(1) from Section 25214.13 for two years only if both of the~~
23 ~~following conditions are met:~~

24 ~~(A) The manufacturer of the package or packaging component~~
25 ~~submits supporting information with the request for an initial and~~
26 ~~a renewed exemption.~~

27 ~~(B) The supporting information demonstrates that the package~~
28 ~~or packaging component is eligible for the exemption.~~

29 (3) Notwithstanding paragraph (2), the department may not
30 exempt the use of a regulated metal pursuant to this subdivision for
31 the purposes of marketing.

32 ~~(4) For purposes of this subdivision, “no feasible alternative”~~
33 ~~means the use of a regulated metal is essential to the protection,~~
34 ~~safe handling, or function of the package’s contents and technical~~
35 ~~constraints preclude the substitution of other materials.~~

36 *(d) (1) A regulated metal, for which there is no feasible*
37 *alternative that may be used in the package or packaging*
38 *component, has been added to the package or packaging*
39 *component in the manufacturing, forming, printing, or*
40 *distribution process, and the manufacturer or supplier maintains*



1 *documentation that fully and clearly demonstrates that the*
2 *package or packaging component is eligible for this exemption.*

3 (2) *For purposes of this subdivision, “no feasible alternative*
4 *that may be used” means that the use of the regulated metal is*
5 *essential to the protection, safe handling, or function, of the*
6 *package’s contents, and technical constraints preclude the*
7 *substitution of other materials. this does not include the use of a*
8 *regulated metal for marketing purposes.*

9 (e) (1) A package or packaging component that is reused but
10 exceeds the summed incidental concentration level of regulated
11 metal set forth in subdivision (c) of Section 25214.13, if all of the
12 following apply:

13 (A) The product being conveyed by the package or packaging
14 component is otherwise regulated under a federal or state health or
15 safety requirement.

16 (B) The transportation of the packaged product is regulated
17 under federal or state transportation requirements.

18 (C) The disposal of the package is otherwise performed
19 according to the requirements of this chapter or Chapter 8
20 (commencing with Section 114960) of Part 9 of Division 104.

21 (2) This subdivision, and all exemptions provided pursuant to
22 it, expire on January 1, 2010.

23 (f) (1) A manufacturer or distributor of a package or
24 packaging component has obtained an exemption, pursuant to the
25 process described in paragraph (2), for use of a regulated metal that
26 exceeds the summed incidental concentration level set forth in
27 subdivision (c) of Section 25214.13 in a package or packaging
28 component that has a controlled distribution and reuse.

29 (2) The department shall grant an exemption under paragraph
30 (1) from Section 25214.13 for two years only if both of the
31 following conditions are met:

32 (A) The manufacturer or distributor of the package or
33 packaging component submits supporting information that
34 complies with the requirements set forth in paragraph (3) with the
35 request for an initial and a renewed exemption.

36 (B) The supporting information demonstrates that the package
37 or packaging component is eligible for the exemption.

38 (3) The supporting information that a manufacturer or
39 distributor shall submit to the department, before the department



1 may grant an exemption pursuant to this subdivision, shall include
2 all of the following:

3 (A) Information that demonstrates that the environmental
4 benefit of the controlled distribution and reuse of the package or
5 packaging component is significantly greater, as compared to the
6 same package or packaging component manufactured in
7 compliance with the maximum summed incidental concentration
8 level of regulated metal set forth in subdivision (c) of Section
9 25214.13.

10 (B) A means of identifying, in a permanent and visible manner,
11 any reusable package or packaging component, containing a
12 regulated metal for which the exemption is sought.

13 (C) A method of regulatory and financial accountability, so that
14 a specified percentage of the reusable packages or packaging
15 components, manufactured and distributed to other persons are not
16 discarded by those persons after use, but are returned to the
17 manufacturer or designee.

18 (D) A system of inventory and record maintenance to account
19 for reusable packages or packaging components, placed in, and
20 removed from, service.

21 (E) A means of transforming returned packages or packaging
22 components, that are no longer reusable into recycled materials for
23 manufacturing, or a means of collecting and managing returned
24 packages or packaging components as a waste in accordance with
25 federal and state laws.

26 (F) A system of annually reporting to the department any
27 changes to the system and changes in designees.

28 (4) This subdivision, and all exemptions provided pursuant to
29 it, expire on January 1, 2010.

30 (g) (1) A glass or ceramic package or packaging component
31 that has a vitrified label when tested in accordance with the Waste
32 Extraction Test, described in Appendix II of Chapter 11
33 (commencing with Section 66261.1) of Division 4.5 of Title 22 of
34 the California Code of Regulations, and does not exceed 1.0 ppm
35 for cadmium, 5.0 ppm for hexavalent chromium, or 5.0 ppm for
36 lead. A glass or ceramic package or packaging component
37 containing mercury is not exempted pursuant to this subdivision.

38 (2) This subdivision, and all exemptions provided pursuant to
39 it, expire on January 1, 2010.



1 25214.15. (a) A manufacturer or distributor that requests an
2 exemption pursuant to subdivision (b), (d), or (f) of Section
3 25214.14 shall enter into a written agreement with the department
4 pursuant to which that manufacturer or distributor shall reimburse
5 the department, pursuant to Article 9.2 (commencing with Section
6 25206.1), for costs incurred by the department in processing or
7 responding to the request.

8 (b) The department shall deposit all reimbursements received
9 pursuant to this section in the Hazardous Waste Control Account
10 for appropriation in accordance with Section 25174.

11 25214.16. (a) On and after January 1, 2006, each
12 manufacturer, ~~distributor~~, importer, agent, or supplier shall
13 furnish a certificate of compliance to the purchaser of a package
14 or packaging component stating that the package or packaging
15 component is in compliance with the requirements of this article.
16 However, if, pursuant to Section 25214.14, the package is exempt
17 from the requirements of Section 25214.13, the certificate of
18 compliance shall state the specific basis upon which the exemption
19 is claimed. The certificate of compliance shall be signed by an
20 authorized official of the manufacturer, ~~distributor~~, importer,
21 agent, or supplier. A copy of the certificate of compliance shall be
22 kept on file by the manufacturer, ~~distributor~~, importer, agent, or
23 supplier of the package or packaging component. A manufacturer,
24 ~~distributor~~, importer, agent, or supplier shall furnish a certificate
25 of compliance, or a copy thereof, to the department, upon its
26 request.

27 (b) A purchaser of a package or packaging component subject
28 to subdivision (a) shall retain the certificate of compliance for as
29 long as the package or packaging component is in use by the
30 purchaser.

31 (c) If a manufacturer, ~~distributor~~, importer, agent, or supplier
32 of a package or packaging component subject to subdivision (a)
33 reformulates or creates a new package or packaging component,
34 the manufacturer, ~~distributor~~, importer, agent, or supplier shall
35 provide the purchaser with an amended or new certificate of
36 compliance for the reformulated or new package or packaging
37 component.

38 (d) The department, pursuant to the California Public Records
39 Act (Chapter 3.5 (commencing with Section 6250) of Division 7
40 of Title 1 of the Government Code), shall provide the public with



1 ~~access to the information relating to a package or packaging~~
2 ~~component submitted by a manufacturer, distributor, importer,~~
3 ~~agent, or supplier of a package or packaging component.~~

4 ~~25214.18. (a) On or before January 1, 2009, and at least once~~
5 ~~every five years thereafter, the department shall, in consultation~~
6 ~~with the Toxics in Packaging Clearinghouse, review the~~
7 ~~implementation of this article. The department shall submit a~~
8 ~~report, based upon that review, to the Governor and the~~
9 ~~Legislature. The report may contain recommendations to add~~
10 ~~other hazardous substances contained in packaging to the list set~~
11 ~~forth in subdivision (l) of Section 25214.12 in order to further~~
12 ~~reduce the toxicity of packaging waste, and a description of the~~
13 ~~nature of the substitutes used in lieu of regulated metal.~~

14 ~~(b) The department shall, in consultation with the Toxics in~~
15 ~~Packaging Clearinghouse, review the expiration date of an~~
16 ~~exemption condition granted pursuant to subdivision (e), (e), (f),~~
17 ~~or (g) of Section 25214.14 and determine whether to extend that~~
18 ~~expiration date. This review shall commence no later than the~~
19 ~~January 1 that is two years prior to the expiration of the exemption~~
20 ~~condition. A report based upon that review shall be submitted to~~
21 ~~the Governor and the Legislature by January 1 of the year prior to~~
22 ~~the expiration of the exemption condition.~~ *access to all*
23 *information relating to a package or packaging component that*
24 *has been submitted to the department by a manufacturer or*
25 *supplier of a package or packaging component.*

26 *25214.18. If the department determines that other substances*
27 *contained in packaging should be added as regulated metals to the*
28 *list set forth in subdivision (k) of Section 25214.12 in order to*
29 *further reduce the toxicity of packaging waste, the department may*
30 *submit recommendations to the Governor and the Legislature for*
31 *additions to the list, along with a description of the nature of the*
32 *substitutes used in lieu of the recommended additions to the list.*

33 *25214.19. This article does not affect any duty or other*
34 *requirement imposed under any other federal or state law.*

35 *25214.20. (a) The provisions of this article are severable,*
36 *and if a court holds that a phrase, clause, sentence, or provision*
37 *of this article is invalid, or that its applicability to a person or*
38 *circumstance is invalid, the remainder of the article and its*
39 *applicability to other persons and circumstances may not be*
40 *affected.*



1 (b) *The provisions of this article shall be liberally construed to*
2 *give effect to the purposes of this article.*

3 SEC. 2. No reimbursement is required by this act pursuant to
4 Section 6 of Article XIII B of the California Constitution because
5 the only costs that may be incurred by a local agency or school
6 district will be incurred because this act creates a new crime or
7 infraction, eliminates a crime or infraction, or changes the penalty
8 for a crime or infraction, within the meaning of Section 17556 of
9 the Government Code, or changes the definition of a crime within
10 the meaning of Section 6 of Article XIII B of the California
11 Constitution.

12 _____

13 CORRECTIONS
14 Text — Pages 9,10.

15 _____

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